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1826

ACTS

OF

INCORPORATION,

AND

ACTS REGULATING THE PRACTICE

OF

PHYSIC AND SURGERY,

WITH THE

BY-LAWS AND ORDERS,

OF THE

Massachusetts Medical Society.

BOSTON:
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1826.

ACTS OF INCORPORATION.

COMMONWEALTH OF MASSACHUSETTS.

IN THE YEAR OF OUR LORD, 1781.

An Act to incorporate certain Physicians, by the name of 'The Massachusetts Medical Society.'

AS health is essentially necessary to the happiness of society; and as its preservation or recovery is closely connected with the knowledge of the animal economy, and of the properties and effects of medicines; and as the benefit of medical institutions, formed on liberal principles, and encouraged by the patronage of the law, is universally acknowledged:

1. *Be it therefore enacted by the Senate and House of Representatives, in General Court assembled, and by the authority of the same,* That *Nathaniel Walker Appleton, William Baylies, Benjamin Curtis, Samuel Danforth, Aaron Dexter, Shirley Erving, John Frink, Joseph Gardner, Samuel Holten, Edward Augustus Holyoke, Ebenezer Hunt, Charles Jarvis, Thomas Kast, Giles*

Crouch Kellogg, *John Lynn*, *James Lloyd*, *Joseph Orne*, *James Pecker*, *Oliver Prescott*, *Charles Pynchon*, *Isaac Rand*, *Isaac Rand*, *Jun.*, *Micajah Sawyer*, *John Sprague*, *Charles Stockbridge*, *John Barnard Swett*, *Cotton Tufts*, *John Warren*, *Thomas Welsh*, *Joseph Whipple*, and *William Whiting*, be, and they hereby are, formed into, constituted, and made a body politic and corporate, by the name of 'THE MASSACHUSETTS MEDICAL SOCIETY;' and that they and their successors, and such other persons as shall be elected in the manner hereafter mentioned, shall be and continue a body politic and corporate, by the same name, for ever.

2. *And be it enacted by the authority aforesaid*, That the fellows of said society may, from time to time, elect a president, vice president, and secretary, with other officers as they shall judge necessary and convenient; and they, the fellows of said society, shall have full power and authority, from time to time, to determine and establish the names, number, and duty of their several officers, and the tenure or estate they shall respectively have in their offices; and also to authorise and empower their president, or some other officer, to administer such oaths to such officers, as they, the fellows of said society, shall appoint and determine for the well ordering and good government of said society, provided the same be not repugnant to the laws of this commonwealth.

3. *And be it enacted by the authority aforesaid*, That the fellows of said society shall have one common seal, and power to break, change, and renew the same at their pleasure.

4. *And be it enacted by the authority aforesaid*, That they, the fellows of said society, may sue and be sued in all actions, real, personal, or mixed, and prosecute and defend the same unto final judgement and execution, by the name of *The Massachusetts Medical Society.*

5. *And be it enacted by the authority aforesaid*, That the fellows of said society may from time to time elect such persons to be fellows thereof, as they shall judge proper; and that they, the fellows of said society, shall have power to suspend, expel, or disfranchise any fellows of said society.

6. *And be it enacted by the authority aforesaid*, That the fellows of said society shall have full power and authority to make and enact such rules and by-laws, for the better government of said society, as are not repugnant to the laws of this commonwealth; and to annex reasonable fines and penalties to the breach of them, not exceeding the sum of *twenty pounds*, to be sued for and recovered by said society, and to their own use, in any court of record within this commonwealth proper to try the same; and also to establish the time and manner of convening the fellows of said society; and also to determine

the number of fellows that shall be present to constitute a meeting of said society; and also, that the number of said society, who are inhabitants of this commonwealth, shall not, at any one time, be more than seventy, nor less than ten; and that their meetings shall be held in the town of *Boston*, or such other place within this commonwealth, as a majority of the members present, in a legal meeting, shall judge most fit and convenient.

And whereas it is clearly of importance that a just discrimination should be made between such as are duly educated, and properly qualified, for the duties of their profession, and those who may ignorantly and wickedly administer medicine whereby the health and lives of many valuable individuals may be endangered, or perhaps lost to the community:

7. *Be it therefore enacted by the authority aforesaid*, That the president and fellows of said society, or such other of their officers or fellows as they shall appoint, shall have full power and authority to examine all candidates for the practice of physic and surgery (who shall offer themselves for examination) respecting their skill in their profession; and if, upon such examination, the said candidates shall be found skilled in their profession, and fitted for the practice of it, they shall receive the approbation of the society, in letters testimonial of such examination, under the

seal of the said society, signed by the president, or such other person or persons as shall be appointed for that purpose.

8. *And be it further enacted by the authority aforesaid*, That if the said president, and such other person or persons, so elected and appointed for the purpose of examining candidates as aforesaid, shall obstinately refuse to examine any candidate so offering himself for examination as aforesaid, each and every such person, so elected and appointed as aforesaid, shall be subject to a fine of *one hundred pounds*, to be recovered by the said candidate, and to his own use, in any court within this commonwealth proper to try the same.

9. *And be it further enacted by the authority aforesaid*, That the fellows of said society may, and shall forever, be deemed capable in law, of having, holding, and taking in fee simple, or any less estate by gift, grant, or devise, or otherwise, any land, tenement, or other estate, real or personal; *provided* that the annual income of the whole real estate that may be given, granted or devised to, or purchased by, the said society, shall not exceed the sum of *two hundred pounds*, and the annual income or interest of said personal estate, shall not exceed the sum of *six hundred pounds;* all the sums mentioned in this act to be valued in silver at *six shillings and eight pence* per ounce: and the annual income or interest of the said real and personal estate, together with

the fines and penalties paid to said society, or recovered by them, shall be appropriated to such purposes as are consistent with the end and design of the institution of said society, and as the fellows thereof shall determine.

10. *And be it further enacted*, That the first meeting of the said Medical Society shall be held in some convenient place in the town of *Boston;* and that *Edward Augustus Holyoke*, Esq. be, and he hereby is, authorised and directed to fix the time for holding the said meeting, and to notify the same to the fellows of said Medical Society.

[This act passed, *November* 1, 1781.]

An Act in addition to an Act, passed in the year of our Lord one thousand seven hundred and eighty-one, entitled, 'An Act to incorporate certain Physicians, by the name of The Massachusetts Medical Society.'

Whereas some doubts have arisen with respect to the extent of the powers given to, and duties required of, the said society, by the act to which this is in addition, touching the examination of any candidates for the practice of physic and surgery, 'who shall offer themselves therefor, respecting their skill in their profession,' as well as with respect to the authority of the said socie-

ty, to demand and receive a suitable compensation for their time, trouble, and expense, in examining candidates, and for the letters testimonial, which, by the said act, they are required to give to such as shall be approbated:

For removing the said doubts,

1. *Be it enacted by the Senate and House of Representatives, in General Court assembled, and by the authority of the same,* That it shall be the duty of the said *Massachusetts Medical Society,* in order more effectually to answer the designs of their institution, from time to time, to describe and point out such a medical instruction, or education, as they shall judge requisite for candidates for the practice of physic and surgery, previous to their examination before them, or their officers, appointed for said purpose, respecting their skill in their profession, and shall cause the same to be published in three newspapers, in three different counties within this commonwealth: and every candidate, examined and approved by the president and fellows of the said society, or such of their officers or fellows as they shall appoint, shall be held to pay such reasonable fees of office as shall be established by the said society, for the examination of candidates, and letters testimonial in favor of such as shall be approbated; and the treasurer of the said society, for the time being, shall have

full power and authority to sue for and recover the same, in any court proper to try the same.

2. *And be it further enacted*, That the eighth enacting clause of the said incorporating act, making the president, or such other person or persons as shall be elected for the purpose of examining candidates, each and every of them, subject to a fine of *one hundred pounds*, in case of obstinate refusal to examine any candidate offering himself therefor, be, and it is hereby, repealed.

3. *And be it further enacted*, That from and after passing this act, whenever the officers appointed for examining candidates for the practice of physic and surgery, shall obstinately and unreasonably refuse to examine such as may apply therefor, respecting their skill in their profession, the officers, so refusing, shall be subject to a fine not exceeding *one hundred pounds*, nor less than *twenty pounds*, to be sued for and recovered by the candidate injured, and to his own use, in any court within this commonwealth, proper to try the same.

[This act passed, *February* 10, 1789.]

An Act in addition to an Act, entitled, 'An Act to incorporate certain Physicians, by the name of the Massachusetts Medical Society.'

Whereas the Act entitled, 'An Act to incorporate certain physicians by the name of the Massachusetts Medical Society,' has been found, in its operation, insufficient to effect the important and desirable purposes for which it was designed:

1. *Be it enacted by the Senate and House of Representatives, in General Court assembled, and by the authority of the same,* That the fellows, for the time being, of the said Massachusetts Medical Society, in any meeting or meetings, to be called and holden for the purpose, before the next annual meeting, shall have authority to elect into that corporation, and to be fellows thereof, such and so many suitable persons, being physicians or surgeons resident within this commonwealth, as they shall see fit, any thing in the act, to which this is in addition, to the contrary notwithstanding. *Provided,* That all persons so elected, shall, within one year after such election, subscribe the by-laws of the said society, or otherwise declare, in writing, their assent thereto, or such election shall be void.

2. *And be it further enacted,* That at the next annual meeting of the fellows of said society, and

afterwards at every annual meeting thereof, there shall be chosen by ballot, in which any absent member may vote by his proxy, duly authorised in writing, so many counsellors as the said society shall, from time to time, judge necessary and expedient, who shall hold their offices for the year next ensuing their election, and until another election of counsellors in their place; and the fellows, at their annual meetings, whenever such a number shall be present as the regulations of the society may require, may revise, alter, enlarge, and repeal, the by-laws of the said society, as the major part of the fellows present may see fit, and not otherwise.

3. *And be it further enacted*, That the counsellors of the said corporation, and their successors after them, shall assemble and convene, three times in the year, at such times and places, as the by-laws of the said corporation shall hereafter direct. *Provided*, That the first meeting be within thirty days after the annual meeting of the said society; and the said counsellors shall assemble and convene at any other time, as the by-laws of the said corporation shall hereafter direct, and whenever notified to convene by their presiding officer; and the meeting of the said counsellors shall be held in the town of Boston, or as near thereto as may be; and at the said first meeting of the counsellors, after the annual meeting of the said society, the said counsellors shall proceed to appoint,

from among themselves, a president, and such other officers of the said corporation, as are and shall be required in the rules and by-laws thereof to be so appointed; likewise five examiners or censors, for the examination of all persons who, having been students in medicine and surgery, agreeably to the regulations of the said society, shall offer themselves to be approved and licensed, as practising physicians and surgeons; and the said counsellors, at any of the three stated meetings of the same, and only at these meetings, and after three months nomination of every candidate, and not otherwise, by a major vote of those present, may elect any suitable person or persons, to be a fellow or fellows of the said society.—*Provided*, That all practising physicians and surgeons, resident within this commonwealth, who shall be so elected, shall, within one year after such election, subscribe the by-laws of the said society or otherwise declare, in writing, their assent to the same, or such election shall be void. And all persons, not practising physicians or surgeons, or not resident within this commonwealth, who shall be so elected, may be deemed honorary members of the said society, and, at any meeting of the said counsellors, they may fill any vacant office, and perform any other duties, as the by-laws of the said corporation shall direct.

4. *And be it further enacted*, That, for the purpose of examining candidates as aforesaid, three,

at least, of the examiners or censors, who shall be appointed as aforesaid, shall be convened in the town of Boston, on the Thursday next preceding the annual meetings of the said society, and at such other times and places as the by-laws of the said society shall direct; and every candidate, who, upon examination, shall be approved by a majority of the said examiners, shall be entitled to letters testimonial of their approbation, and of their license, to such candidate, to become a practitioner in medicine or surgery, under the hands of the examiners consenting thereto: and to such letters testimonial, the seal of the said corporation shall be affixed, by the president or secretary, if any there shall be, with the signature of the same; and every person, who shall receive the said letters testimonial, and such also as hereafter may be admitted to the degree of bachelor of medicine at Harvard university,* shall be entitled to the use of the libraries of the society, under such restrictions as the counsellors may direct: and after three years approved practice in medicine and surgery, and being of good moral character, and not otherwise, shall, upon

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* The counsellors of the Massachusetts Medical Society consider the provisions of the act of 1803, relating to bachelor of medicine, at Harvard university, as applying also to doctor of medicine, as that degree is now substituted for the degree of bachelor conferred at that time.

application, and subscribing the by-laws as aforesaid, be admitted a member of the said corporation, while a resident practitioner of medicine or surgery within this commonwealth.

5. *And be it further enacted*, That the said counsellors, upon the application of any five members of the said society, may establish, within such districts and portions of this commonwealth, as they shall think expedient, subordinate societies, and meetings, to consist of the fellows of the said corporation residing within such districts respectively, wherein the communication of cases and experiments may be made, and the diffusion of knowledge in medicine and surgery may be encouraged and promoted; and the counsellors aforesaid, upon application from such subordinate societies, may appoint five examiners or censors, within such districts, who shall be authorised and empowered to examine such candidates for the practice of physic and surgery, as shall present themselves for such examination. And every candidate, who, upon examination, shall be approved by a majority of the examiners or censors aforesaid, shall be entitled to letters testimonial, in the same manner as is provided in the fourth section of this act. And the members of such subordinate societies shall be holden to report to the counsellors of the general society, all such cases as may be selected for their importance and utility; and the said subordinate societies

shall be subject to the regulations of the general society, in all matters, wherein the general society shall be concerned; and the said subordinate societies may appoint their own officers, and establish regulations for their particular government, not repugnant to the by-laws of the general society; and shall be capable to purchase, and receive by donation, books, philosophical and chirurgical instruments, or other personal property, and may hold and dispose of the same, exclusive of any authority of the general society.

6. *And be it further enacted*, That all matters and clauses, contained in the act aforesaid, to incorporate certain physicians by the name of the Massachusetts Medical Society, which are contrary to the purview of this act, shall be, and they hereby are, repealed.

7. *And be it further enacted*, That the fellows of the said corporation shall not be liable to be enrolled or mustered in the militia of this commonwealth.

[This act passed, *March* 8, 1803.]

ACTS

REGULATING THE PRACTICE

OF

PHYSIC AND SURGERY.

1. *Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same,* That no person, from and after the first day of July next, who shall commence the practice of physic and surgery within this commonwealth, not having received a medical degree, from some college or university; or not having been duly licensed by some medical society, or college of physicians, or by three fellows of the Massachusetts Medical Society, to be designated in each county of this commonwealth by the counsellors of said society, shall take the benefit of law for the recovery of any debt, or fees accruing for his professional services.

2. *Be it further enacted,* That the counsellors of the Massachusetts Medical Society shall, at the annual meeting of said society, appoint three per-

sons in each county of this commonwealth, with power to examine candidates for the practice of physic and surgery, and to grant licenses as aforesaid, and the persons so appointed shall be governed by the laws and regulations of said Medical Society.

3. *Be it further enacted*, That any person, who may hereafter be licensed to practise physic and surgery within this commonwealth, shall deposit a copy of such license, with the clerk of the town, district or plantation, in which such licentiate may reside, and until such license shall be so deposited, those physicians and surgeons who may neglect the same, shall be subject to the disqualifications prescribed in the first section of this act, in the same manner as if no license had been granted. And it shall be the duty of said clerk to file such copy in his office, with a certificate thereon, attested by him of the day and year when the same was so deposited, for which he shall be entitled to receive from the licentiate who may deposit the same, the sum of fifty cents, and no more.

Approved by the Governor, Feb. 19, 1818.

Copy examined by A. BRADFORD,

Secretary of Commonwealth.

An Act in addition to an Act entitled 'An Act regulating the practice of Physic and Surgery.'

1. *Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same,* That no person entering the practice of physic or surgery, after the first day of July next, shall be entitled to the benefit of law for the recovery of any debt or fee, accruing for his professional services, unless he shall, previously to rendering those services, have been licensed by the officers of the Massachusetts Medical Society, hereafter to be designated in this act; or shall have been graduated a doctor in medicine in Harvard university.

2. *Be it further enacted,* That it shall be the duty of the counsellors of the Massachusetts Medical Society, at their first meeting in every year, after the annual meeting of said society, to appoint twenty-five examiners or censors from among the fellows of said society, viz. five in each of the districts of this commonwealth, to be hereafter described; the five in each of said districts respectively, or a majority of them, to constitute a separate board of examiners or censors: and the censors of each of these boards shall have the same power, and be subject to the same penalties, as are already given and imposed by the laws of this commonwealth, to and upon the

censors of the said society: and when any person, who has been educated to the practice of physic or surgery, out of this commonwealth, and who has come into this commonwealth to pursue the practice of the same, shall present himself to either of the boards of censors, described in this act, as a candidate for examination, the said censors may examine any documents which such candidate may offer; and if they are satisfied by the same, that such candidate has received an education, agreeably to the regulations which have been or may be provided by said society, and has been duly examined and approved by some competent authority, they may thereupon license such candidate to practise physic or surgery, or both, as the case may be, without subjecting him to a new examination.

3. *Be it further enacted*, That for the purpose expressed in the second section of this act, the commonwealth shall be divided into five districts, to be entitled the first, second, third, fourth and fifth medical district, respectively, viz.: the first medical district to include the counties of Suffolk, Essex, Middlesex, Norfolk, Bristol, Plymouth, Barnstable, Dukes Co. and Nantucket: the second medical district to include the county of Worcester: the third medical district to include the counties of Franklin, Hampden and Hampshire: the fourth medical district to include the county of Berkshire: the fifth me-

dical district to include all the counties in the district of Maine. The meetings of the censors shall be held in these districts respectively, in such places, and at such stated periods, as the counsellors of the Massachusetts Medical Society may direct; and the said counsellors shall be authorised to make new districts, and appoint new censors, whenever the public good may appear to require.

4. *Be it further enacted*, That all matters and clauses contained in the act, entitled 'an act regulating the practice of physic and surgery,' which are contrary to the provisions of this act, shall be and they hereby are repealed.

Approved by the Governor, Feb. 19, 1819.

Copy examined by A. BRADFORD,

Secretary of Commonwealth.

BY-LAWS

OF THE

MASSACHUSETTS MEDICAL SOCIETY.

CHAPTER I.

MEETINGS.

SECTION I. A meeting of the fellows of the Massachusetts Medical Society shall be held on the first Wednesday of June, annually, at 10 o'clock, A. M. in the city of Boston, if practicable, at such place as the president may appoint; and ten fellows shall constitute a quorum for transacting business. Notice of this meeting shall be given in two public papers, at least fourteen days previously.

Annual meeting.

Notice to be given.

SECT. II. 1. *Order of business.* At the opening of each meeting, the recording secretary shall read the proceedings of the last annual meeting, shall lay before the society the transactions of the counsellors in the year preceding; and shall report the names of those, who have become fellows or honorary members during that time.

Order at the annual meeting.

Recording Secretary's duty.

Election of counsellors.

2. It shall next be determined, what number of fellows shall be counsellors of the society for the year ensuing, and they shall be elected forthwith, for counties or districts.

Reports of committees.

3. Reports of committees shall then be received.

By-laws.

4. The by-laws and regulations of the society shall next come under consideration, and any alterations made, which shall be judged expedient.

General concerns.

5. Attention shall then be given to such communications, as the counsellors may think proper to make, and to any propositions, which may be thought conducive to the welfare of the society, or to the general interest of medical science.

Dissertation.

6. The business of the day shall be concluded by a discourse or dissertation, on some medical subject, to be delivered by the person, appointed by the counsellors, for that purpose.

Annual assessment.

Sect. iii. *Assessment.* Every fellow of the society shall annually contribute three dollars to the funds, and pay the same to the treasurer; and no fellow shall be allowed the loan of any book or other article, belonging to the society; nor be allowed to vote at any meeting thereof, until he shall have made such payment.

Whenever a fellow of the society shall neglect to pay his assessments for three suc-

cessive years, it shall be the duty of the treasurer to give him notice by letter of the amount due from him; and if he neglect to pay the same within one year after such notice, the treasurer shall again give him notice by letter of his delinquency; and inform him that if payment be not made within one year from the date of such second letter, such measures must be adopted as the laws of the commonwealth permit for the recovery of debts, and if the delinquent fellow do not pay his assessment within one year after the date of the second letter, it shall be the duty of the treasurer to proceed by legal process to obtain the just dues of the society. The treasurer shall provide himself with printed blanks for the letters above described, and keep a record of all letters issued by him in conformity with this by-law.

Resignation of fellowship.

SECT. IV. *Resignations.* Every fellow of the society, who intends to resign his fellowship, may assign his reasons therefor to the counsellors, and if deemed sufficient, he shall be permitted to resign; but if the reasons so assigned should not be satisfactory, and he should withdraw from the society, he shall not afterward be entitled to any of the privileges either of fellows or licentiates of the society, and his name shall be discontinued from the list of fellows.

Those whose resignation has been accepted shall have their names in the list of fellows of the society distinguished by a peculiar mark; they shall be excused from the ordinary duties of fellows; but may attend meetings of the society, and vote thereat: and they shall be entitled to receive the publications of the society, in the same manner as ordinary fellows.

Number of votes necessary for expulsion.

SECT. V. *Expulsion.* A vote of two thirds of the fellows, present at the annual meeting, shall be necessary to expel any fellow from the society.

Unqualified persons not to be consulted with.

SECT. VI. *Consultation.* To promote the laudable design of the legislature, in forming and incorporating this society, to discourage empiricism, and to prevent, as far as may be, all unqualified persons from practising medicine or surgery; it shall be deemed disreputable, and shall be unlawful, for any fellow of this society, in the capacity of physician or surgeon, to advise or consult with any person, who shall hereafter commence the practice of medicine or surgery in this commonwealth, unless he shall possess either one, or the other of the following qualifications.

Qualifications requisite.

1. He shall have been duly examined and approbated by the censors of the society, or by those of some medical district society;

or shall have received a medical degree at Harvard university.

2. Or, should he have been educated in, or come from, some other state or foreign country, unless he shall have produced to the censors of the society, or those for the district, wherein he resides, satisfactory evidence of his qualifications for the practice of medicine or surgery, agreeably to the law in this case provided in chapter 4, sect. 3. Qualifications of foreigners.

3. Or unless he shall be a fellow of the society.

Every fellow of the society, who shall abet or assist in practice any person not qualified as aforesaid, or any one who has been expelled from the society; or shall have withdrawn from the society without its consent; or afford him advice, or consult with him in the capacity of a physician or surgeon, shall, for such offence, be disqualified, for one year, from giving his vote at any meeting of the society, and of the district society whereof he is a member; shall be liable to the censure and reprimand of the counsellors, and in aggravated cases, to expulsion. Penalty.

Sect. vii. *Irregular practices.* Whenever any fellow of the society shall *publicly advertise* for sale any medicine, the composition of which he keeps a secret; or shall, in like manner, *offer* to cure any disease by any Penalty for irregular practices.

such secret medicine, he shall be liable to expulsion, or such other penalty, as the society, at their annual meeting, may think proper to inflict.

CHAPTER II.

OF THE COUNSELLORS.

Meetings of Counsellors.

SECT. I. There shall be a stated meeting of the counsellors, on the day next following the annual meeting of the society, in the place of such meeting, or as near thereto as may be, at the hour of 10, A. M. notice whereof shall be given at the same time the annual meeting of the society is notified.

Order at first meeting.

At this meeting there shall be chosen, by the counsellors present, from among all the persons elected counsellors, a president, vice-president, corresponding secretary, recording secretary, treasurer, librarian and cabinet keeper, and twenty censors, five for the society, and the first medical district, and five for each of the other medical districts, who shall hold their respective offices for the year ensuing, and until others are chosen in their stead. An inquiry shall be made, at this meeting, respecting the state of the treasury and library.

A stated meeting of the counsellors shall also be held on the first Wednesday of October and February, annually, at such hour and place as the president shall appoint; notice whereof shall be given in two newspapers printed in the city of Boston, fourteen days, at least, previous to the meeting. October and February meetings.

The president shall call special meetings, whenever he shall deem it expedient, or whenever five of the counsellors shall request it in writing. Notice shall be given of these meetings at least fourteen days previous, except in some peculiar and extraordinary case, and then the president, with the consent of five counsellors, may call a meeting without such previous notice, but with such, as circumstances may admit. Special meetings. Extra meetings.

In all meetings of the counsellors, nine shall be present to constitute a quorum for the transaction of business. Quorum.

Sect. ii. *Election of Fellows and Honorary Members.* Nominations of candidates for election as fellows or honorary members of the society, shall be made to the counsellors, by one or more of the fellows; but no person resident within the limits of any established district society, shall be nominated by any one not belonging to that district. Nominations.

The counsellors shall, at every stated meeting, examine and act upon the list of

nominations, and the applications for admission in course, if any such there may be.

Every candidate for election of fellow or honorary member shall have been on nomination at least three months, before he can be ballotted for.

Notification to gentlemen of admission.

Every person elected or admitted a fellow, shall be notified thereof by the corresponding secretary; and upon declaring his assent, in the manner required by the act of incorporation, may on application receive from the recording secretary a diploma in the form following: viz.

Societas Medica Massachusettensis.

Diploma of fellowship.

Omnibus ad quos hæc pervenerint salutem. Quum Reipublicæ Massachusettensis Summa Auctoritas Societati Medicæ Massachusettensi jus et privilegium concessit, ut medicinæ Cultores, qui artem suam fideliter ediscendo, vel recte exercitando, famam honestam consecuti sunt; illos eligerent et sibi socios adjungerent: Notum esto; quod his propositis exsequendis, Consiliarii Societatis Medicæ Massachusettensis Socium acceperunt in oppido comitatu habitantem, virum vitæ integerrimum, artisque medendi peritissimum, qui suis et auxilio et decori semper fuit; et quem omnibus honoribus et privilegiis Societatis dignissimum judicaverunt.

Quorum in testimonium, Sigillum Societatis affigendum dedi, nomenque meum apposui, Bostoniæ, Die Mensis Annoque salutis humanæ, millesimo octingentesimo et

Attestante, *à Secretis.*

PRÆSES.

SECT. III. *General duties.* That the intention of the legislature, expressed in their acts of incorporation, may be effected, it shall be the duty of the counsellors for the time being, once in every three years, at least, to specify such authors in anatomy, chemistry, materia-medica, surgery, midwifery, and the theory and practice of medicine, as they shall judge proper and necessary to be studied by medical and surgical pupils, previous to, and to qualify them for, an examination before the censors: and they shall, as the law directs, cause this specification to be published in three newspapers, in three different counties, and in at least two papers in the city of Boston.

General duties of Counsellors.

Shall designate the course of study.

The counsellors shall, occasionally, propose subjects for the attention of the fellows; such as the history of epidemics, accounts of births and deaths, diaries of the weather, &c. to be communicated to the society.

Shall propose subjects to the fellows.

Shall receive communications.

All communications shall be received by the counsellors, and such of them selected as are proper to be read at the meetings of the fellows of the society; or, if they judge it more expedient, summaries of their contents shall be prepared.

Publications.

The counsellors may select and publish, from time to time, such papers and proceedings of the society, as they shall judge proper, and appropriate money for this or any other purpose, for which they may deem it expedient so to do, as far forth, as the funds of the society will permit.

Annual Discourse.

Sect. iv. *Discourse.* The counsellors shall, at their meeting in June or October, annually appoint a suitable person, or persons to read a discourse or dissertation, on such medical subject as the person so elected may choose, before the fellows of the society, at their annual meeting; and in case the person or persons thus chosen should decline the service, the president, with five counsellors, may appoint others in their stead. A copy of every such discourse, when read, shall be deposited, by its author, with the corresponding secretary within three months after it has been delivered.

CHAPTER III.

OF OFFICERS.

SECT. I. *President.* The president shall call all meetings of the fellows and counsellors of the society, regulate all debates, state and put questions, call for reports of committees, enforce an observance of the by-laws and regulations, have custody of, and use, on proper occasions, the seal of the society, administer such oaths as are conformable to the constitution, have a casting vote in all meetings of the fellows and counsellors of the society, and perform such other duties as may be assigned to him. Duties of the President.

SECT. II. *Vice-President.* The vice-president, in case of the death, resignation, disability, or absence of the president, shall hold and exercise all the powers, set forth in the first section of this chapter, until a new choice of president. In the absence of the president and vice-president, the senior counsellor present shall preside in the meetings of the fellows and counsellors of the society. Duties of the Vice-President.

SECT. III. *Corresponding Secretary.* The corresponding secretary shall have the charge and custody of all letters and communications transmitted to the counsellors of the society; shall cause papers, written Duties of Corresponding Secretary.

in any foreign language, to be translated into English; shall prepare and transmit answers to correspondents, in such language and form as the counsellors may direct; shall transmit, to the secretaries of the several medical districts, information of the books, specified and required by the counsellors, to be studied by all candidates for examination before the censors; shall, as soon as may be, notify every person elected or admitted a fellow or honorary member of the society, of his election or admission, and the time when it was made; and at the same time, transmit him a copy of the laws and by-laws of the society; shall report, at each meeting of the counsellors, the names of those, who have signified their acceptance of fellowship, since the previous meeting; shall notify the recording secretary and treasurer of the same, and shall perform such other duties, as may be assigned to him.

Duties of the Recording Secretary.

SECT. IV. *Recording Secretary.* The recording secretary shall have charge of the laws and records of the society: He shall notify and attend the meetings of the fellows and counsellors of the society, keep a fair record of their proceedings respectively, which he shall read at the opening of the succeeding meeting; and he shall read

at the meetings of the fellows of the society, all such communications as the counsellors may think proper to make. He shall receive the nominations and applications of candidates for admission into the society, and, immediately after any person is elected or admitted a fellow or honorary member of the society, transmit information thereof, and a copy of the laws and by-laws to the corresponding secretary.

He shall, immediately previous to the annual meeting, furnish the treasurer with a correct list of those, who have become fellows during the year.

He shall, at least once in every year, give public notice, through two or more newspapers, of the qualifications of candidates for examination and license.

He shall notify the chairman of all committees, furnish necessary papers, and the names of the committee; and perform any other services, which may be assigned him.

Duties common to both Secretaries.

If, at any time, either of the secretaries should be absent, the one attending shall perform the services of both; but, as soon as possible, the papers shall be arranged and delivered over to their proper department.

The secretaries shall not, without the consent of the counsellors, furnish copies of papers or transactions, belonging to their

several departments, nor permit the examination of any of the records of the society.

Duties of the Treasurer.

SECT. V. *Treasurer.* The treasurer shall give security for the trust reposed in him, whenever the counsellors shall judge it to be requisite, and the funds of the society will admit of a compensation for his services. He shall demand and receive all money due to the society, together with all bequests and donations: He shall demand, and, if necessary, sue for and recover, all fines and assessments due to the society: He shall, under the direction of the counsellors, sell or lease any estate belonging to the society, and execute the necessary papers: He shall, in general, have the care and management of the fiscal concerns of the society, and keep an accurate statement of all receipts and expenditures: He shall not pay any money out of the treasury, but by an order from the president, and his accounts shall be examined and reported annually to the counsellors, at their first meeting after the first annual meeting of the society, by a committee appointed by the counsellors for that purpose.

Duties of the Librarian and Cabinet keeper.

SECT. VI. *Librarian and Cabinet Keeper.* The librarian and cabinet keeper shall have in his custody and charge, the books, museum, instruments, and apparatus of the

society. He shall keep an accurate register of, and arrange them in a proper manner; shall make such disposal of them, from time to time, as the counsellors may direct, for the benefit of the fellows: He shall make an annual statement of the business of his department to a committee, who shall report the same to the counsellors; and he shall carefully record all donations, made in his department, to the society. He shall give notice whenever a publication is made by the society, by public advertisement or otherwise, and point out the mode in which such publication may be obtained by the fellows.

Resignation and removal of officers.

SECT. VII. *Resignation, Removal, and Replacement of Officers.* Every officer of the society may, for sufficient reasons, resign his office, or may be removed therefrom, by order of the counsellors, for neglect, inattention, or mal-conduct; in either of which cases, or on the death of any officer, the counsellors shall supply his place, so soon as may be convenient.

CHAPTER IV.

OF EXAMINATIONS AND LICENSES.

Censors' meetings.

SECT. I. *Censors' Meetings.* The censors for the society, and for the first medical district, shall meet in the city of Boston, for the examination of candidates for the practice of medicine, surgery, and midwifery, on the Thursday next preceding the annual meeting of the fellows of the society, as provided in the act of incorporation; and on the last Wednesdays of January and July.

Those for the second medical district, in Worcester, on the Wednesday following the third Monday in June—Those for the third medical district, in Northampton, on the Wednesday following the third Tuesday in September—Those for the fourth medical district, in Pittsfield, convening at the latter place, the day previous to the commencement of the medical institution.

Quorum.

Three shall constitute a quorum, and the senior censor shall preside.

Those excused from serving as Censors.

The president, the vice-president, and those who have heretofore sustained those offices, shall be exempted from serving in the office of censor; but no other fellows of the society, unless by a vote of the counsellors.

Every censor, who shall neglect or refuse to attend the meetings for examination of candidates, without offering an excuse, which shall be satisfactory to those who do attend, shall pay a fine of ten dollars for the use of the society.

Penalty for not serving as Censor.

It shall be the duty of every board of censors to appoint, at their first meeting, a secretary from their own body, for the ensuing year. The duty of every secretary so appointed, shall be to keep a faithful record of the meetings and transactions of the board by which he is appointed, and to receive the fees for licenses, for which fees he shall be held accountable to the society; and likewise, at the termination of the year for which he shall be appointed, to transmit to the treasurer of this society, the moneys he may have received as above, and to the corresponding secretary of this society, a true copy of the records he may have made, in order that the same may be laid before the counsellors of the society.

Censors to appoint a Secretary.

His duty.

If the secretary of any board of censors fail to comply with the preceding rules, it shall be the duty of the treasurer, or the corresponding secretary of this society, as the case may require, to call on such secretary by letter to comply with this law; and if the neglect continue, information of the same shall be laid before the counsellors by

the treasurer or corresponding secretary, as the case may be; and the counsellors may then take such order for enforcing the by-law, as the case may seem to them to demand.

Notice to be given of Censors' meetings.

The secretary* of each board of censors shall notify the several stated meetings of the same, by advertisement, in two newspapers published within the medical district, to which he belongs, one month, at least, before the day of such meeting.

Qualifications of candidates for examination.

SECT. II. *Candidates and their qualifications.* Every person educated within this commonwealth, shall have the following qualifications to entitle him to an examination by the censors of the society, or by those of any district.

1. He shall be a person of sound mind, and shall have such an acquaintance with the Latin language, as is necessary for a medical or surgical education, and with the

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* The counsellors of the society offer the following explanation of the above rule, viz.: That the secretary of each board of censors must be considered as authorised to act for the board of censors, in the same district, for the ensuing year, so far as to advertise the first regular meeting of the same, and likewise to receive and transmit to the board for the ensuing year, at their first annual meeting, the applications of candidates for examination.

principles of geometry and experimental philosophy.*

2. He shall have studied three full years under the direction, and attended the practice, of some one or more of the fellows or honorary members of the society; during which time, he shall have studied the most approved authors in anatomy, chemistry, materia medica, surgery, midwifery, and the theory and practice of medicine; or, at least, all those which the counsellors shall from time to time specify, as constituting a proper course of medical or surgical education.

Qualifications of those educated out of the state.

Any person, educated without this commonwealth, may be admitted to an examination, either by the censors of the society, or by those of any medical district society, if he possess the qualifications specified in the first of the articles abovementioned; and instead of those required in the second, shall have studied three full years under the di-

* It is understood that he be able to translate the select orations of Cicero, the Æneid of Virgil, or the medical writings of Celsus and the formulæ of the Pharmacopœia of the United States. That he have a knowledge of Euclid's, Playfair's, or Legendre's Elements of Geometry; and Bryan's Conversations on Experimental Philosophy, or Enfield's Elements of Natural Philosophy.

rection, and attended the practice of some reputable physician or physicians, surgeon or surgeons, as the case may be.

Certificate of qualifications for examination.

The censors of the society, and those of the several districts, before examining any candidate, shall demand and receive from him a satisfactory certificate, of his being qualified in one or the other of the modes before mentioned, and such certificate shall be delivered by the censors to the secretary of the board; whose duty it shall be to put it on file, and make a record thereof: And if any fellow or honorary member of this society, shall certify that any person is sound in mind, whom he knows, or has reason to believe to be insane, or that any person has performed the course of study delineated in this section, who in fact, has not conformed to its requirements, the connexion of such fellow or honorary member with the society shall thereupon expire.

Censors' duty.

Sect. iii. *Censors' duty.* The censors of the society, and those of the several districts, shall examine candidates, qualified, as is specified in the preceding section, in anatomy, physiology, pathology, therapeutics, chemistry, and surgery. They shall proceed in the examination, according to the rules laid down in the fourth section of this chapter, and, when they approve a candidate, shall certify the same to the secretary

of the board, who, on receiving ten dollars, to be paid to the treasurer for the use of the society, shall record such certificate, and thereupon furnish the person approbated, with a certificate or letter testimonial, printed and completed in the form following.

Fee for license.

Commonwealth of Massachusetts.

We the subscribers, censors of the Massachusetts Medical Society, duly appointed and authorised, have examined A. B., of C., in the county of D., a candidate for the practice of physic and surgery; and having found him qualified, do approve and license him as a practitioner in medicine, agreeably to the law in that case made and provided.

Censors' certificate.

Dated at this day of A. D. one thousand eight hundred and

E. G.
H. I.
K. L.

By virtue of the power in me vested, I have hereunto affixed the seal of the Massachusetts Medical Society.

M. N. *President.*

Attest, O. P. *Recording Secretary.*

If the approved candidate should choose to have his credentials in Latin, they shall be in the form following, viz.

Societas Medica Massachusettensis.

Latin form of Censors' certificate.

Omnibus ad quos hæ literæ perveniant, salutem.

Notum esto; quod nos Censores, A. B. in C. comitatûs D. in republica nostra, habitantem, de ratione et progressu ipsius studiorum in re exquisivimus; et, quod eum, ad omne munus facultatis paratum et instructum esse censemus: Nos, itaque merito, potestates omnes, ac privilegia exercendi, et profitendi, pro auctoritate nobis, legibus reipublicæ, concredita, damus ei, et concedimus. In cujus rei testimonium, nostrûm nomina subsignavimus, apud die A. D. MDCCC .

E. F.
G. H.
I. K.

In quorum omnium et singulorum, fidem, ad presentes literas, sigillum Societatis manumque meum apposui.

L. M. Præses.

Attestat, N. P.

Mode of licensing foreigners.

The censors of the society, or those of the several districts, upon application from any person who has been educated in, or who shall come from, any other state or foreign country, shall examine such evidence or letters testimonial, as he shall offer, for the purpose of proving himself to be duly

qualified to practise medicine or surgery; and if, upon due inquiry, it shall appear, that the person presenting those testimonials, be of sound mind, and that he has received an education equal to that required of candidates for examination before the said censors, they shall consider him properly qualified, and shall certify the same, and license him as a practitioner of physic and surgery; and the person so licensed, on paying the sum of ten dollars to the secretary, shall be entitled to the privileges of consultation, the use of the library, and to admission to the society, on the same terms as licentiates, who have been examined, and approved by the censors; and he shall receive a certificate or letter testimonial, printed and completed in the following form.

Fee for license to foreigner.

Commonwealth of Massachusetts.

We the subscribers, censors of the District of the Massachusetts Medical Society, duly appointed and authorised, have examined the letters testimonial of of in the county of , and having found them satisfactory,—Do hereby admit him to all the privileges of those, who have been examined and approved by the censors.

Form of certificate for foreigners.

Dated at this day of A. D. eighteen hundred and

By virtue of the power in me vested, I have hereunto affixed the seal of the Massachusetts Medical Society.

President.

Attest, *Recording Secretary.*

Law on taking license and paying fee.

Every candidate for the practice of physic and surgery, who shall be approved by the censors of this society, or by those of any district in this commonwealth, and every person, whose testimonials shall have received the approbation of the same, shall take his license, and pay the fee therefor, as prescribed in the preceding sections, within six months from the date of such vote of approbation, or such vote shall be void.

SECTION IV. RULES FOR CONDUCTING EXAMINATIONS.

FIRST.

Number of Censors necessary for transacting business.

At the meetings of the censors of this society, no vote shall be taken, and no business transacted, except a vote on the question of adjournment, unless three members of the board be present.

SECOND.

Preliminary proceedings and regulations.

Candidates for examination before any of the boards of censors shall, at or before one of the stated meetings of such board, make application, and give their names in

writing to the secretary of such board, and no candidate shall be examined, except at a stated meeting of the board to which he applies, or at the adjournment of the same. At every such meeting, the candidates shall be called upon in alphabetical order, and each candidate shall be examined separately and in private.

THIRD.

In every examination the following course shall be pursued, viz.

Course of examination.

1. The candidate shall be called upon for written testimonials of his having complied with the conditions required by the second section of this chapter, in respect to education, and it shall be especially inquired whether any portion of the time, which he has professed to devote to his medical education, has been employed in keeping school, or in any other occupation; and whenever it appears that a candidate has employed a portion of his time in keeping school, or in any other occupation, and at the same time has been studying medicine and surgery, and it is certified by his medical preceptor, that he has diligently and assiduously employed the hours not devoted to his school, in his professional studies, a part of the time so employed shall be allowed towards the making up the time of such candidate's pu-

Testimonials requisite.

What time is to be allowed when the candidate has kept school.

pilage; that is to say, if the pupil has been engaged in a day school for five, or six hours in a day, one half the time so spent, shall be allowed towards the time of the pupilage; and if a smaller portion of time has been so employed, an allowance shall be made in proportion; only, that in all cases, the last year of pupilage shall be entirely devoted to professional pursuits.

Previous qualifications requisite.

2. Before examining the candidate in the different branches of medical science, his knowledge of the Latin language, and the principles of geometry and experimental philosophy, shall first be carefully inquired into, and fully shown. In every case, where the censors are not fully satisfied on the points here stated, the examination shall close, and letters of approbation and license shall be refused.

List of books read to be exhibited.

3. In every case, where the censors are fully satisfied on the points above stated, the candidate shall next be called upon for a list of the books he has read, and it shall be noticed whether this list includes the books required by the laws of the society, and, if he has not read the books so required, the examination shall close, and not be resumed until he has read the same.

4. The candidate, having passed through the preceding steps with approbation, shall next be examined in the following branches separately, viz. anatomy, surgery, pathology, and therapeutics; and in addition to such general inquiries as the censors examining may think proper, they shall examine him, particularly in some one of the books, required by this society, to be read by medical students, on each of the subjects abovementioned.

Branches of medical science to be examined in.

5. When the examination of the candidate has closed, he shall retire from the meeting of the censors, and the chairman shall propose the following question, to which each censor present, including the chairman, shall answer yea or nay, viz. Does the candidate, who has now undergone examination, appear qualified to practise medicine or surgery, or both, (as the case may be,) and to take charge of the lives and health of his fellow-men? If the major part of the censors present at his examination reply in the affirmative, he shall receive a letter of approbation and license, in the form prescribed in the preceding sections, he having paid the fee prescribed in the same; if otherwise, such letter shall be refused him.

Mode of deciding the candidate's merit

FOURTH.

Mode of proceeding with those educated out of the state, who present their testimonials.

When any candidate presents himself to the censors, who has been educated out of this commonwealth, and offers testimonials to show that he has received a proper education, and undergone an examination with success, before some competent body, agreeably to the second section of the law of this commonwealth, passed February 19, 1819, entitled, 'An act in addition to an act entitled an act regulating the practice of physic and surgery,' the censors shall institute an inquiry into all or any evidence which shall come before them, whether the candidate has actually received as good an education as is required by the by-laws of this society, and whether the practice of the body, before whom such a candidate has been examined, has been such as to entitle their approbation to full respect; and, if the evidence be altogether favorable, such candidate shall be permitted to receive a letter of license from this society, in the form prescribed in the preceding section, he having paid the fee prescribed in the same; but after examining the evidence in the case, if it do not appear that the education has been equal to that required by this society, the candidate shall be rejected; and if it do not appear that the body which examined the candidate is entitled to full respect, or if, in any way, the

censors are doubtful as to his qualifications, they shall examine him themselves, and decide upon the case as if he had never been examined before; but in this case, it shall not be considered necessary that he should have studied with a fellow of this society, or read the books required by this society to be read by medical students.

CHAPTER V.

OF DISTRICT SOCIETIES.

SECT. I. *Mode of establishment.* Every application for the establishment of a district society, shall be made in writing to the counsellors, stating the extent of territory intended to be comprehended by it, and the town or place where the meetings are proposed to be held. Whenever the counsellors shall accede to such application, they shall forthwith cause a charter to be issued in the form following:

Mode of application for Charter.

Commonwealth of Massachusetts.

Form of Charter for District Societies.

[L. S.] By the Counsellors of the Massachusetts Medical Society.

To A, B, C, D, E, F, and Y, Z, Fellows of the said Society, greeting.

Your application, made in due form, requesting that a district or subordinate Medi-

cal Society might be instituted, to consist of the fellows of the Massachusetts Medical Society residing in the following towns, in the of viz.

was duly considered, at a meeting of the counsellors, held at on the day of A. D. 18 , and it was thereupon voted that your request should be granted.

Be it therefore known, That pursuant to an act of the legislature of this commonwealth, entitled, 'An act in addition to an act, entitled, an act to incorporate certain persons, by the name of the Massachusetts Medical Society,' authorising the counsellors of said society thereunto, a district or subordinate society, by the name of is hereby established, to consist of those fellows of the Massachusetts Medical Society, now resident within the district aforesaid, for the purpose of electing officers, and transacting such other business, as they shall deem expedient.

In testimony whereof, the president, pursuant to the aforesaid vote of the counsellors, has hereunto subscribed his name, and affixed the seal of the corporation at this day of A. D. 18 .

M. M. *President.*

Attest, N. P. *Recording Secretary.*

SECT. II. *Of District Officers, and their duties relating to the General Society.* In every district society, there shall be annually elected a president, vice-president, treasurer, secretary, and a librarian and cabinet keeper.

District Societies.

Election of officers.

The president, vice-president and treasurer of each district society, shall inspect all communications made to that society, and shall direct the secretary thereof to transmit, to the corresponding secretary of the society, such communications, or a copy thereof, or extracts therefrom, as they shall judge to be deserving the inspection of the counsellors.

Duties to the general society.

The secretary of each district society shall have custody of all communications made to that society, and shall keep a fair record of their proceedings; an account of which he shall annually transmit to the corresponding secretary of the society. He shall, from time to time, transmit to the said corresponding secretary, all such communications, as the president, vice-president, and treasurer of his district shall deem to be deserving the consideration of the counsellors. If the secretary of any district society fail to transmit information as above directed in a reasonable time, it shall be the duty of the corresponding secretary of this society to call on such secretary by letter to conform to this by-law.

District Secretary's duty.

District Librarian's duty.

The librarian and cabinet keeper of each district society, shall have the custody of the books, museum, instruments, and apparatus belonging to his district.

District Censor's duty.

The district censors shall meet at such times and places as the counsellors may direct. Every fellow of the society shall be liable to sustain the office of a censor for the district wherein he resides, and none shall be exempt therefrom; and in case any one, appointed to the office, shall unreasonably neglect or refuse to perform the duties thereof, he shall forfeit and pay, to the treasurer of the general society, for every such neglect or refusal, the sum of ten dollars. Three shall constitute a quorum, in like manner, as is provided by the first section of the fourth chapter respecting the censors of the general society: and the counsellors shall be judges of the reasonableness of every excuse, which shall be offered by any one, who shall fail to perform his duty as a district censor.

Privileges of Fellows in visiting district societies.

SECT. III. *District Societies' Meetings.* The fellows and honorary members of the society may attend the meetings of any district society, although not members thereof; but shall not have the privilege of voting.

CHAPTER VI.

OF THE LIBRARY.

1. The librarian shall have in his custody and charge all books belonging to the society; shall keep a register of, and arrange them in proper classes, and deliver them out to the fellows of the society, under the regulations subjoined, and such as may hereafter be adopted. And he shall keep an account of all books taken by district societies. Librarian's duty.

2. The fellows of the society shall be entitled to the use of such books as belong to the society, excepting such as are taken by district societies, on a personal or written application therefor to the librarian, and giving him a receipt for the same. And it shall be the duty of the librarian to keep a record of the delivery and receipt of such books, and the dates of the same. Application to be made to the Librarian for books.

3. Every fellow shall be allowed to retain a book from the library three months, and no longer: after the expiration of which time, if he neglect or refuse to return it, he shall pay a fine of twenty-five cents a week during the period any book or books shall be so detained, and shall be deprived of any further use of the library until this is done. Time allowed for retention.

4. If any book, in the possession of a fellow, shall be injured, it shall be completely repaired, or replaced. Penalty for injury.

Number of books to be taken.

5. Any fellow of the society may have one folio, two quartos, or three of smaller size; but no more, at any one time.

Librarian's duty in marking books.

6. The librarian shall cause each book, belonging to the library, to be marked on the inside cover with the arms of this society, and underneath the following words: 'Property of the Massachusetts Medical Society,' or 'Gift of A. B. to the Massachusetts Medical Society,' as the case may be.

Librarian's substitute.

7. The librarian may appoint a sub-librarian for the delivery and receipt of books; and no person shall be allowed to take any book from the library excepting in the presence of the librarian or sub-librarian.

No fellow shall in any case be permitted to carry a book out of the state.

Course to be taken when a book sent for is out.

8. When a fellow of the society applies for a book which is out, he may leave a written application for it with the librarian, who shall retain the book, after its return to the library, thirty days, for the person so applying for it.

Books to be returned May 20th annually.

9. All books, excepting such as are taken by district societies, shall be returned on or before the 20th of May, annually, after which no book shall be issued before the day following the annual meeting of the society in June. Any person who violates this regulation shall pay a fine of one dollar.

10. Honorary members, resident in this state, shall have the same privileges of the library as the fellows, on paying to the treasurer the sum of one dollar annually.

Honorary members entitled to books on paying a fee.

11. At the last stated meeting of the counsellors, in every year, there shall be appointed a committee consisting of three persons, to be called The Library Committee. It shall be the duty of this committee to examine into the state of the library, and report to the counsellors, whether the regulations respecting the library have been complied with; also to report to the society, or to the counsellors, as the case may require, all such measures respecting the library as they may judge necessary and expedient.

Counsellors' duty in respect to the library.

12. It shall be the duty of the librarian to present bills of such fines as may be due from any fellows who may be present at the annual meetings of the society; and no fellow shall use the library, after a bill of fines has been presented to him, until he shall pay the same.

Librarian's duty in respect to fines.

13. The counsellors of this society, upon the application of any district society, regularly made to them in writing, through the president and secretary of said district society, and in accordance with a proper vote of said society, may permit such district society to take from the library of this society, any

District societies may receive books.

number of volumes, not exceeding fifty, on the following conditions, viz.

Conditions upon which district societies may have books.

1. The books so taken, shall be taken and returned at the expense of the district society applying for the same.

2. The books shall be such as are approved by the counsellors, or by a committee appointed by them for that purpose.

3. When a parcel of books shall have been so taken, they shall be returned within two years, and a second parcel shall not be taken by any district society until the former parcel has been returned.

4. The books, thus taken by any district society, shall be under charge of such officer as such district society may appoint, and be for the use of the fellows of such district society; but they shall be at the risk of the district society, which shall be bound to make good any injury, which any such books may suffer while under their charge, and any loss which may occur, in the same manner as an individual is bound in respect to books he may have from the society's library.

5. During the time that any district society holds books under this law, the fellows of such district society shall not be allowed individually to take any books from the library of this society.

ORDERS

1. On the day of the annual meeting of the fellows of the society, a dinner shall be provided, under the direction of the counsellors, at the expense of the society, for such fellows as attend the meeting.

2. An invitation to this dinner shall be given to such professional strangers, as the president shall think proper to notice in this manner.

3. At the meetings of the fellows and counsellors of the society, the president shall not leave the chair, unless on some urgent occasion, nor speak to any question, without first obtaining permission.

4. When any fellow shall speak in a debate, he shall rise and address himself to the president.

5. If a fellow has spoken once in any debate, he shall not speak to the prevention of another, who has not spoken, and manifests a desire to speak.

6. Every fellow, as soon as he has done speaking, shall sit down.

7. A fellow shall not interrupt another, while speaking, unless to call him to order, or to correct a mistake.

8. A fellow shall not speak on any subject after the question is put.

9. A motion shall not be considered, unless seconded.

10. A fellow shall not nominate more than one person for the same committee, provided the first person, nominated by him, be chosen.

11. A vote shall not be reconsidered, at the same meeting, by a smaller number than were present at its passing.

12. Literary gentlemen, interested in medical science, and students in medicine, shall be publicly invited to attend to hear the annual discourse.

13. All printed publications shall be in the form of octavo.

14. The names of all those who have become fellows or licentiates, during the preceding year, shall be annually published, by the recording secretary, at the time that notice is given of the annual meeting.

15. The qualifications of candidates for examination and license, shall be made public, at least once in a year, by the recording secretary, in such manner as he shall judge expedient.

16. The recording secretary shall supply to the several boards of censors, from time to time, as they may call for them respectively, blank certificates testimonial of approbation and license, and also blank certificates testimonial of license; with the signature of the president and his own; and with the seal of the society duly affixed. He shall keep an account of all certificates so furnished, and the

several boards shall account by their secretary, at the end of every year, for such certificates, to the recording secretary, who shall thereupon transmit to the treasurer an account of the fees for licenses, for which each board is responsible.

17. The recording secretary shall always keep printed copies of the methods to be pursued by licentiates of this society, and by doctors of medicine of Harvard university, who wish to be admitted as fellows of this society. He shall furnish, from time to time, such copies as may be wanted by the several boards of censors and by the medical faculty of Harvard university; in order that every licentiate of this society, and every medical graduate of Harvard university, shall be furnished with one of the said copies.

18. Whenever a licentiate of this society, or a doctor of medicine of Harvard university, shall apply to the counsellors for admission as a fellow into this society, he shall transmit to the counsellors, with his other documents, his certificate of license, or his diploma, as the case may be: or, instead thereof, a certificate from some fellow of the society, that he has seen the license, or diploma, and he shall particularly state the date thereof.

RULES AND ORDERS

OF THE

COUNSELLORS.

1. The recording secretary shall publish, within one week after the annual meeting, the list of counsellors and other officers, elected for each year respectively, in two newspapers printed in Boston; and if any fellow be elected to office by the counsellors, in his absence, the recording secretary shall give him special information of his election; and the expense incurred in pursuance of this order shall be defrayed by the society.

2. At the meetings of the counsellors, all nominations of committees shall be made by the President, unless otherwise ordered.

3. At the first stated meeting of the counsellors in every year, there shall be appointed, by ballot, a person to deliver the discourse at the next annual meeting of the society; and it shall be the duty of the corresponding secretary to notify the person elected, and to require his answer within thirty

days; and the corresponding secretary shall make report of such answer at the second or October meeting of the counsellors. Two standing committees shall also be elected by ballot, at the first meeting of the counsellors, viz.: the committee on publications, and the committee on resignations.

4. At the third stated meeting of the counsellors, there shall be chosen, by ballot, a committee to examine the treasurer's accounts and a committee to examine the library and cabinet; both of which committees shall make their reports to the society at their annual meeting.

5. The nomination of candidates for fellowship shall be made in the form following:

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The subscribers nominate to the counsellors of the Massachusetts Medical Society, A. B. of C. for admission as a fellow.

He was educated by D., has been in practice years, and has a respectable standing in the profession.

E. F.
G. H.

6. No nomination shall be acted upon, unless the candidate for fellowship has been in practice *ten* years; except that when the case is represented to be extraordinary, the following course shall be pursued, viz.:

First. The circumstances of the case shall be stated, in writing, at the time of nomination; with

the signature of the fellow or fellows who vouch for the facts.

Second. At the next stated meeting of the counsellors, it shall be decided, by a majority of votes, whether the person, so nominated, shall be ballotted for at a subsequent meeting. If the decision be in the negative, the same nomination shall not be called up again; but if the decision be in the affirmative, then

Third. At the next stated meeting, a second vote shall be taken on the question, whether the candidate under consideration shall be ballotted for, and the decision then had shall be final.

7. Resignation of fellowship may be permitted in the following cases, viz.:

First. When the applicant has discontinued altogether his practice as physician and surgeon.

Second. When the applicant states, that his health has been such as to prevent his engaging in his professional pursuits for a year or more; and he has not any reasonable prospect of being able to resume them.

Third. When the applicant states, that he has passed his sixtieth year, and finds it inconvenient to maintain his connexion with the society.

LIST OF BOOKS.

The following list of books is designated by the counsellors of the society, to be read by medical students, as constituting a proper course of medical or surgical education.

In accordance with a law of the commonwealth, enacted February 10th, 1789, and in obedience to a by-law of the society, the counsellors of the said society give notice, that candidates for examination before the censors, must hereafter give evidence of having read and studied the books, whose titles are contained in the list which follows, viz.

The Edinburgh System of Anatomy.

Bell's System of Anatomy, or Wistar's Anatomy.

Haller's First Lines of Physiology.

Richerand's Elements of Physiology.

Bichat on Life and Death.

Lavoisier's Elements of Chemistry.

Bichat's General Anatomy, translated by Hayward. Beclard's addition to Bichat, trans. by Hay.
Gorham's Chemistry.
Murray's Materia Medica.
Thacher's Dispensatory.
Pharmacopœia of the United States.
Cooper's Surgery. Bigelow's Sequel to Phar.
or
Dorsey's Surgery.
Boyer's System of Surgery.
Boyer on the Bones.
Hunter's Treatise on the Blood, Inflammation, and Gun-shot wounds.
Burns' Anatomy of the Gravid Uterus.
Denman's System of Midwifery.
Denman's Aphorisms.
Good's
Cullen's Nosology.
Good's study of Medicine
Cullen's First Lines of the Practice of Physic.
Armstrong's Illustration of Typhus &c.
Thomas's Practice of Physic.
Sydenham's Works.
Rush's Works.
Underwood on the Diseases of Children.
G. Fordyce's Dissertations on Fever.
Heberden's Commentaries on Diseases.
Hunter's Treatise on Lues Venerea.
Bailie's Morbid Anatomy
Good's abridgment of Morgagni

Although the books mentioned in the foregoing list, are all that candidates are required to have read, yet the counsellors believe that many more may be carefully read during the period of pupilage, and they have therefore prepared another

list of books, which they recommend for the perusal of students in medicine.

Books Recommended.

ANATOMY.

Winslow's Anatomy.
Soemmerring's do.
Cheselden's do.
Boyer's do.
Albinus' Anatomical Plates. Lizars Anatomical Plates
*Charles Bell's System of Dissections.**
London Dissector.
Shaw's Manual for the Student of Anatomy.
Wilson's Lectures on the Skeleton.
Wilson's Lectures on the Vascular System.

PHYSIOLOGY.

Halleri Elementa Physiologiæ.
Boerhaave's Institutes.
Nouveaux Elemens de la Science de l'Homme, par Barthez.
Bichat on the Membranes, translated by Coffin.
Blumenbach's Physiology.

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* The titles of those books, which are considered most important for every medical student to read, are printed in *italics;* but there are some books of great value, which are not so distinguished, from a consideration of their size, or of the difficulty in procuring them; or because they are principally necessary for persons in particular situations only.

Blumenbach's Comparative Anatomy.
Cuvier's Comparative Anatomy.
Fordyce on Digestion.
Hunter on the Animal Economy.
Hewson on the Blood and Lymphatics.
Sheldon on the Absorbent System.
Bostock on Respiration.
Ellis on the effects of Germination, Vegetation, and Respiration on the Air; in two parts.
Parry on the Pulse of the Arteries.
Magendie's Physiology, translated by Revere.

CHEMISTRY.

Davy's Elements of Chemical Philosophy.
Thompson's System of Chemistry.
Black's Chemistry.
Murray's System of Chemistry.
Brande's Manual of Chemistry
Ure's Chemical Dictionary.

MATERIA MEDICA AND PHARMACY.

Murray's Apparatus Medicaminum.
Thesaurus Medicaminum.
Cullen's Materia Medica.
Chapman's Therapeutics and Materia Medica.
Lewis's Materia Medica.
Pearson's do.
Murray's Materia Medica
Bigelow's Medical Botany.
Paris's Pharmacologia.
Haden on Colchicum Autumnale.

SURGERY.

Pearson's Principles of Surgery.
Bell's (J.) do. do.
Thomson on Inflammation.
Pott's Works.
Abernethy's Surgical Works.
Cooper's Surgical Dictionary, by Dorsey.
Hey's Practical Observations on Surgery.
Bell's (Ch.) Operative Surgery.
Desault's Surgery.
Cooper's Lectures on Surgery.
Cooper and Travers' Surgical Essays.
Richter's Medical Cases in Surgery.
Larrey's Military Surgery.
Jones on Hæmorrhage.
Home on the Formation of Pus.
Bell (B.) on Ulcers.
——— on Lues Venerea.
Ware on the Diseases of the Eye.
Scarpa on the Eye.
Wardrop on the Morbid Anatomy of the Eye.
Adams on the Eye.
Travers on the Eye.
Saunders on the Eye.
——— on the Ear.
Hunter on the Teeth.
Fox on the Teeth.
Cooper (A.) on Hernia.
Lawrence on do.

Travers on Wounds of the Intestines.
Crowther on White Swellings.
Ford on the Hip-joint.
Home on the Strictures of the Urethra.
Bell (C.) on Diseases of the Urethra.
Howship on Diseases of the Urinary Organs.
Marcet on Calculous Disorders.
Wilson's Lectures on the Urinary and Genital Systems.
Wilson's Lectures on Distortions of the Spine.
Copeland on Stricture of the Rectum.

MIDWIFERY.

Smellie's Midwifery.
Merriman on Difficult Parturition.
Rigby on Uterine Hæmorrhage.
White on Lying-in Women.
Gordon on Puerperal Fever.
Hey on do. do.
Armstrong on do. do.
Douglass on the Evolution of the Fœtus.
Burn's Principles of Midwifery.
Ramsbotham's Observations on Midwifery.
Conquest's Outlines of Midwifery.
Clarke on the Diseases of Females.

PATHOLOGY AND THERAPEUTICS.

Celsi Opera.
Van Swieten's Commentaries on Boerhave.
Conspectus Medicinæ Theoreticæ, auctore Jacobo Gregory.

Burserius's Institutes of Medicine.

Nosologia Methodica, auctore F. B. de Sauvages.

~~Good's Physiological System of~~ Cullen's Nosology.

Brown's Elements of Medicine.

Darwin's Zoonomia.

Parry's Elements of Therapeutics, &c.

Morgagni on the Seats and Causes of Diseases.

Baillie's Morbid Anatomy—with the plates.

Baron on Tuberculous Diseases.

Whytt's Works.

Fothergill's Works.

Cheyne's Essays on Diseases of Children.

Percival's Medical Works.

Currie on the Diseases of America.

Kirkland's Medical Surgery.

Zimmerman on Experience in Physic.

Huxham on Fevers and Sore Throat.

R. Jackson on Fevers of Jamaica.

R. Jackson's Outlines of the History and Cure of Fevers.

R. Jackson on Contagious Fever.

——— on Cold Water.

Currie on Cold Water.

Philips (alias Wilson) on Febrile Diseases.

Senac on Intermittent Fever.

Alibert on Intermittent Fever.

Clark on Fevers and Scarlatina.

Chisholm on Pestilential Fevers.

Bancroft on Yellow Fever, &c.

Fellowes on the Fever of Andalusia, &c.
Armstrong's Illustrations of Typhus, &c.
Beddoes on the Combination of Fever and Inflammation.
Strong on Petechial Fever.
North on Petechial Fever.
Hale on Spotted Fever
Gallup on the Epidemics of Vermont.
Clark on Hot Climates.
Lind on Hot Climates.
Johnson on Diseases of Hot Climates.
Chalmers on Diseases of South Carolina.
Cleghorn on Diseases of Minorca.
Hillary on Diseases of Barbadoes.
Hunter on Diseases of the Army in Jamaica.
Mosely on Tropical Diseases.
Pringle on Diseases of the Army.
R. Jackson on the Medical Department of Armies.
Lind on Diseases of Seamen.
Lind on the Scurvy.
Blane on Diseases of Seamen.
Trotter's Medicina Nautica.
Blackall on Dropsies.
Portal sur l'Apoplexie.
Cheyne on Apoplexy, Lethargy, &c.
Arnold on Insanity.
Crichton on Mental Derangement.
Pinel on Insanity.
Haslam on Madness.
Cox on Insanity.

Rush on Mental Diseases.

Laennec on Diseases of the Chest, translated by Forbes.

Bree on Disordered Respiration.

Corvisart on Diseases of the Heart.

Burns on Diseases of the Heart.

Reeder on diseases of the Heart

Parry on Syncope Anginosa.

Davis on Carditis.

Maclean on Hydrothorax.

Young on Consumption.

Stark's (Wm.) Works.

Hamilton on Digitalis.

Withering on Foxglove.

Crumpe on Opium.

Badham on Bronchitis.

Watts on Chincough.

Paisson on Chincough

Withering on Scarlatina.

Armstrong on Scarlet Fever, Measles, and Pulmonary Consumption.

Scudamore on Gout, Rheumatism, and Gravel.

Ring on Gout.

Sutton on Delirium Tremens, Peritonitis, and Gout.

Pemberton on Diseases of the Abdominal Viscera.

Saunders on the Liver.

Harty on Dysentery.

Hamilton on Purgative Medicines.

Hall on Mimoses.

Philip on Indigestion.
Swan on the Treatment of Nervous Diseases.
Brera on Worms; by Coffin.
Adams on Morbid Poisons.
Bateman on Cutaneous Diseases, with the plates.
Willan on Cowpox.
Home's Medical Facts.
——— Clinical Experiments.
Ferriar's Medical Histories and Reflections.
Fowler on Rheumatism.
——— on Arsenic.
——— on Tobacco.
Robertson on Cantharides.
Bardsley's Medical Reports.
Haygarth on Rheumatism.
Rollo on Diabetes.
Orfila on Poisons.

MISCELLANEOUS AND PERIODICAL WORKS.

Friend's History of Medicine.
Hunter's Introductory Lectures.
Cabanis on the Revolutions in Medical Science.
Hutchinson's Biographia Medica.
Young's Medical Literature.
Gregory on the Duties and Qualifications of a Physician.
Rush's Introductory Lectures.
Percival's Medical Ethics.
J. G. Smith's Forensic Medicine.
Farr's Medical Jurisprudence.
Beck's Medical Jurisprudence

Edinburgh Medical Essays.
Medical Observations and Inquiries.
Medical Transactions of the College of Physicians of London.
Transactions of the College of Physicians of Philadelphia.
Memoirs of the Medical Society of London.
——— of the Massachusetts Medical Society.
Duncan's Medical Commentaries.
Transactions of a Society for the Improvement of Medical and Chirurgical Knowledge.
Medico-Chirurgical Transactions.
London Medical and Physical Journal.
Edinburgh Medical and Surgical Journal.
New York Medical Repository.
New York Medical and Philosophical Journal.
New England Journal of Medicine and Surgery.
Transactions of the King's and Queen's College of Physicians of Ireland.
Dublin Hospital Reports.
Medico-Chirurgical Review.

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NOTE. The names of the counsellors are designated by small captitals. An * is prefixed to the names of those who are deceased; a † to those of fellows who have retired from the society; a ‡ to the names of those who have removed from the state.

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Anson Bates,	*Barre*
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Royal Brewster,	*Buckston*
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Rufus Cowles,	*Amherst*
Isaac G. Cutler,	*Amherst*
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Elijah W. Carpenter,	*Bernardstown*
Shepard Clark,	*Hubbardstown*
Charles Culver,	*Becket*
Jacob Corey, Jr.	*Sturbridge*
Hugh Cunningham,	*Shutesbury*
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*Simeon Dunbar,	*Bridgewater*
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Luke Dewey,	*Richmond*
Benjamin Drury,	*Spencer*
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